

SCRATCHED BULLET MAY SAVE STIELOW

Court Asked to Grant New Trial on Showing of Pistol Testing Device.

KING'S STORY IGNORED

Prosecution and Defence Are Afraid to Use Repudiated Confession in Case.

ROCHESTER, N. Y., Sept. 27.—Counsel for Charles Frederick Stielow, the inmate of the Sing Sing deathhouse for whose execution five dates have been set only to be passed by, began to-day their fight to make good their repeated assertions before Gov. Whitman and the courts that they have newly discovered evidence of sufficient weight to merit a new trial for their client.

Strongly opposed by District Attorney Knickerbocker, they endeavored to persuade Supreme Court Justice Adolph J. Rodenbeck not only that Stielow did not murder Charles Phelps of West Shelby and his housekeeper, Mrs. Margaret Wolcott, but that Erwin King and Charles O'Connell did.

One of the most startling bits of evidence narrated by James W. Osborne of New York, one of Stielow's counsel, was that the bullets which killed Phelps and Mrs. Wolcott could not have been fired from Stielow's revolver; that expert witnesses, after examining the bullets, had said that there were tiny protrusions in the revolver barrel which had scratched the lead pellets, and that a new and extremely sensitive instrument never before used in a murder trial had established beyond all doubt that no such protrusions existed in the revolver displayed at the trial.

Besides Mr. Osborne, Stielow was represented by former Supreme Court Justice Arthur E. Sutherland of Rochester, Huntington W. Merchant and Stuart M. John. Mrs. Grace Humiston, the widow of New York who gave the initial impetus to the struggle to save Stielow from the chair, and Missa Appelbaum, head of the Humanitarian Club, were also in court.

The opposing statements of Erwin King were ignored by both sides. King had signed an affidavit that he had killed Phelps and Mrs. Wolcott, and later when District Attorney Knickerbocker had him in charge repudiated this. As either side could not produce any evidence which made use of one of King's affidavits, he has apparently dropped out of the case pending decision as to whether or not there will be a new trial.

Mr. Sutherland denounced the work of the prosecution, charging that no such methods had ever been used in obtaining a conviction as those employed by Knickerbocker. He said that more than Stielow's life was at stake, and he dwelt on the third degree methods used in getting a confession from Stielow shortly after his arrest, and said that Stielow did not have in his vocabulary more than a small fraction of the words employed in the confession.

Mr. Osborne denounced Knickerbocker's methods with equal vigor; also those of Detective Newton, who obtained Stielow's confession.

"If you, Mr. Justice, saw Detective Newton glare at you as he did at Stielow," said Osborne, "and he had you by the throat as he had Stielow, you would have thought he was going to murder you."

Mr. Knickerbocker had not got going long when court was adjourned. He said Stielow had had a fair trial, and that the court of appeals had upheld the conviction without even writing an opinion, so clear was the case. The hearing will continue in the morning.

BEFORE you order the winter's coal, just ask your dealer to quote on No. 1 Buck-wheat. A "Spencer Heater" will not burn any more tons of this cheap size than you have been using of the higher-priced sizes.

'YELLOW BOOK' USED BY BLACKMAILERS

It Is Turned Over to State's Attorney Hoyne at Chicago.

CHICAGO, Sept. 27.—A small yellow book in which the names of Chicago men of wealth were written was turned over to State's Attorney Hoyne to-day for investigation. The book, according to an inscription on its cover, was the property of Miss Buda Goodman, who is at liberty on bonds in connection with the alleged blackmailing of H. C. West of Chicago and New York.

Detectives said the "yellow book" was a record of the amount of wine purchased by a number of well known Chicagoans in their escapades. The names, detectives said, were used by members of the blackmail syndicate, who demanded that the men under threat of exposing them.

The blackmailers of the "syndicate" were associated in swindling operations with the wire tapping and clairvoyant trust, broken up when Barney Herzog, Frank and Jimmy Ryan were convicted in the Cook County Criminal Court, according to State's Attorney Hoyne. "The book was filled with clearing up half a million dollars in Chicago in the two years prior to the conviction."

Hoyne swore out State warrants to-day for the arrest of "Jimmy" Christian, Homer French and Buda Goodman, charged with conspiracy to operate a confidence game. He expects the present Grand Jury to return indictments against this trio and George Irwin and "Doc" Brady for the robbery of Mr. West. Irwin and Brady are fugitives.

Hoyne said his action will not interfere with the legal plans of the Federal officials. Subpoenas for the appearance of Mrs. Regina Kilgore, the Philadelphia divorcee and first victim of the alleged blackmailers, and Frank Crocker, a member of the band who confessed at a hearing in the blackmail case before United States Commissioner Foote, were issued to-day.

Investigation of a new blackmail plot in which it is alleged a wealthy Iowa man was fleeced out of \$10,000 by methods similar to those employed by the "million dollar blackmail syndicate," recently exposed, was started to-day by Federal officials.

The Iowa man, a widower, is said to have been duped by a young woman and a man who posed as a Government agent and "sawed" him out of his money on the charge of violating the Mann law. Federal officials have withheld names.

NO TIME FOR PRAYER MEETING. Flushing People Don't Attend and Meetings May Be Drooped.

What can the good people of Flushing, Queens, be doing on prayer meeting nights? Certainly they do not go to meetings in very large numbers, for the Rev. Lincoln H. Caswell, pastor of the First Methodist Church of Flushing, has called requested to suspend his regular prayer meetings until the church is able to determine whether the prayer meeting was given way to modernism.

Mr. Caswell says that in bygone times the strength of the Flushing church was its midweek meetings. "But times are changing rapidly," said he last night, "and it is possible that the time has come for the prayer meeting to go."

Mr. Caswell quoted one of his brother clergymen, the Rev. George D. Ebert, pastor of the Flushing Congregational Church, as unwilling to him his regret and grief that out of some 2,000 or 4,000 church people of Flushing but very few found time from their varied interests to attend prayer meetings.

TWO DEAD; DYING IN HOTEL TRAGEDY

Young and Pretty Woman Shot by Mrs. Belzer Proves Well Known Singer.

CHICAGOAN RUSHES EAST

Philadelphia Mystery Cleared—Victim Tries to Hide Identity.

Dying in Jefferson Hospital, Philadelphia, a young and pretty woman last night stubbornly refused to reveal her identity, even when told that Joseph C. Gravier, her companion in the Hotel Walton there, and Mrs. Margaret Belzer, who shot them and then herself, were dead and that she must soon succumb to a wound through the lungs.

But the tangled threads of romance and tragedy were traced to their loose ends in New York, Philadelphia and Chicago, where the police unraveled them. They established that the victim of Mrs. Belzer's jealousy is Mrs. Joseph C. Gravier, wife of the Chicago manager for Kasel & Kasel, who lives at 2902 Sheridan road, an exclusive neighborhood. He is well known as an amateur golfer, and member of many expensive clubs.

The solution of the mystery was simple, but it took time. Cards found on the floor of the hotel room into which Mrs. Belzer pushed her way while dance music drowned the screams of her victim and the reports of her revolver bore Mrs. Le Due's name. At first this was thought to be an alias of Mrs. Belzer. But when Le Due departed from Chicago on a fast train for Philadelphia and when Mrs. H. Mann of 16 East 12th street, New York, also hurried to Philadelphia, saying she had received a message that her sister had been hurt, the grim silence of the wounded woman became futile.

Story of Tragedy Is Revealed.

Mrs. Le Due is about 35 years old, blond, petite and attractive. She came to New York about two weeks ago to visit her sister, but she spent little time in Mrs. Mann's apartment, it seems. She took a room first at the Claridge and later at the Hotel Pierce. Gravier, according to Mrs. Mann, was an old friend of the family. He and Mrs. Le Due renewed their acquaintance.

Gravier was president of the Alhambra Theatre company and yesterday that Mrs. Le Due went to Philadelphia Monday to see a nephew, and that if she met Gravier it was by accident. But other evidence makes it appear that they met from New York to Philadelphia together, departing Monday afternoon and arriving Tuesday morning.

They had returned from the theatre that night when Mrs. Belzer, whom Gravier had discarded, forced her way into their room and shot them. Gravier, once highly regarded as a social worker, particularly among young delinquents, had been very friendly with Mrs. Belzer for two years, according to the woman's acquaintances.

He found her working for small wages and showered her with luxuries. She told some of her friends he had and that to get her a divorce and marry her. But he tried of her. She had begun to "lose her looks," some acquaintances say. Gravier broke up with her.

One story is that she heard Gravier, in the Alhambra Theatre, of which he was manager, make an appointment with Mrs. Le Due for a motor trip to Philadelphia. She knew the route he would follow perfectly and the hotels Gravier liked—she had been over the route with him many times herself. So she went to Philadelphia by train, proceeded to the Hotel Walton and waited for him and the weather, prettier woman who had supplanted her, to come in.

Relative's Identity Disclosed.

Gravier's sister, Mrs. Frances Apinan of 140 West 126th street, went to Philadelphia yesterday with Harry V. Pany, one of Gravier's business associates. They identified the bodies of Gravier and Mrs. Le Due, and told Mrs. Apinan that her brother had been shot soon after his wife died. He had lavished money and jewels on her, they said.

Then Mrs. Apinan went to the hospital where Mrs. Le Due lay in the surgical ward with two policemen guarding her. "I am here to help you. I am here in your interest. I am your sister. He's dead; so is the other woman," she said.

Mrs. Le Due drew Mrs. Apinan close to her and whispered. Mrs. Apinan asserted Mrs. Le Due had refused to reveal her identity. But a little later Mrs. Apinan despatched a telegram to Mrs. H. Mann, a sister.

"I don't want any one to know about it but my sister," the dying woman said. Somewhat later the Philadelphia authorities got a telegram from Le Due. "Just received telegram regarding Mrs. Le Due saying she is shot and in your hospital. Wire details at my expense. Is it serious?"

When Magistrate Hooley went to the hospital to get a statement from Mrs. Le Due, she told him: "I have nothing to say." "I have nothing to say," she said. "I have nothing to say." "You are going to die."

But she only smiled and turned her face to the wall.



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LAW TO STOP 'BABY RAIDS' IS DEMANDED

Jamaica Civic Association Plans to Restrict Board of Health Activity.

ANDERSON CASE IS CITED

Commissioner Emerson Is Charged With Inefficiency—Mothers to Act.

An effort will be made, as a result of the forcible removal of baby Robert Anderson to the Queens Borough Hospital as an infantile paralysis suspect, to have legislation passed in this State restricting the power of the Board of Health.

The Hillside Civic Association of Jamaica is behind the movement, which was started when twelve policemen and three hospital employees invaded the home of Mrs. Anton Anderson of 150 New York avenue, Jamaica, several days ago and took away with them a nine-month-old infant in spite of three physicians' statements that the child was suffering from poliomyelitis.

Assemblyman George E. Polhemus of Jamaica will be asked to introduce a bill in the Legislature at the next session aimed to prevent a repetition of such seizures.

At a meeting of the civic organization the Board of Health was denounced for its part in the affair, and Commissioner Emerson was charged with inefficiency in the entire epidemic.

Inasmuch as Dr. Emerson has refused to hear our side perhaps Mayor Mitchell will consent to hear us as well as the Health Commissioner. I have written to him today for an appointment," said Mrs. Em.

It is planned, if the Mayor grants the interview, to present to him at the same time a rapidly growing petition signed by Jamaica mothers demanding an investigation of the Anderson case and the charges of personal malice on the part of those who caused the removal of the baby to the hospital.

SEES EPIDEMIC'S END.

Dr. Emerson Satisfied, Though Cases Gain—Five Deaths.

Although the number of new cases of infantile paralysis jumped slightly yesterday over the record of Tuesday Dr. Haven Emerson and officials of the Health Department consider the epidemic as ended. Conditions are practically normal, they assert, and the number of deaths yesterday dropped to five. Eleven were reported the day before.

Manhattan had two new cases yesterday, as against five on Tuesday, and Brooklyn had nine, as compared with one. Hammond again reported none. Queens dropped from five to three cases, and the Bronx had only four, as against nine on Tuesday. Three of the deaths were in Manhattan, the others being in the Bronx and Queens. The total number of cases this year is 8,990 and the deaths 2,490.

There were four children out of school now on account of the epidemic. At least 5,000 or 6,000 of those who were excluded by the department's nurses and physicians have since been admitted, and are being barred by mistake, it was said. They had spent the summer at places in Queens, Richmond and Brooklyn which at first through error were considered outside the city limits. On the other hand, parents who kept their children at home last Monday through fear of infection in the classrooms have since come to the conclusion that the disease is no danger and the children are back.

An average of only two out of every three cases were heavily handicapped," the Commissioner said, "and half of these have been attending school."

James Hoffmann, convicted of having killed Mrs. Clara Elliott in Joe Cassidy's clubhouse in Queens, but out on bail pending a retrial, was indicted yesterday in Queens for manslaughter in the first degree. He is charged with having killed John McCarthy, 18 years, early last Sunday morning after a quarrel.

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At Saks—When we say New Clothes we mean New Clothes.

New fabrics—new combinations—and new and novel ways of tailoring them—embellishments in cuffs, originalities in pockets, latitude in lapels, and that something in the hang and the fit which is everything in the cut and the style!

In fact, everything about Saks Clothes this season is new with this exception. We still make them ourselves.

There's nothing new about that!

Full Suits . . . \$17.50 to \$50
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since. In a few days the number of children remaining at home because of the fear of catching the disease will be negligible.

In up-State cities the reports sent to Albany showed twenty-one new cases, the same number reported Tuesday. In Pawling, N. Y., the school children were again ordered closed. Two new cases were discovered in the town shortly after school opened Monday, and every child has again been quarantined.

Twenty-five new cases were reported in New Jersey yesterday, bringing the total to date to 3,584. Belleville and Summit each had four new victims; Newark, Dover, Roxbury township and Plainfield had two each, and there was one each in Hightstown, Chester township, Camden, Haddon Heights, Nutley, Matawan, Hanover township, Elmer borough and Somerville.

In Montclair, N. J., Supt. Don C. Miller of the public schools announced yesterday that all single holidays during the coming term will be omitted to make up for the time already lost. The opening of the schools has been delayed three weeks by poliomyelitis.

The Montclair Health Department has rescinded the rule forbidding persons infected with the disease to enter local theatres. Since the restriction of the theatres travel have been lifted children of the town have been patronizing amusement places at other localities because the rule has been barred to them.

At three cases of the disease recently reported are believed to have been contracted in this way, and the authorities believe the rule has increased the danger of infection instead of lessening it.

PARALYSIS RECORD.

New Montclair Commissioner.

MONTCLAIR, N. J., Sept. 27.—Mayor Louis F. Dodd appointed Henry M. Robinson of Lowell, N. J., a member of the Board of Education, to-day to fill the place made vacant when Mr. Dodd resigned to become a candidate for membership on the Board of Town Commissioners. Mr. Robinson was a member of the Town Council, which was succeeded by the adoption of the commission form of government a few months ago.

JOHN WANAMAKER—THE STORE FOR MEN

MEN'S Classic Fashions for Autumn and Winter

THE LONDON SHOP
THE MOTOR SHOP
CUSTOM SHIRT SHOP
ENGLISH COUNTRY COATS
CRODALE TOPCOATS
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All on one floor, street floor, Broadway and Ninth

THIS exposition is the selection of America and Europe. It is a CLASSIC assemblage of fashions in all grades, covering all the clothing the majority of New York men require for the coming season. Every group is of highest existing rank, the best we could find, or have made, at its price. To make sure of this, we sent our commissioners abroad to make personal selection of merchandise, advised with the recognized authorities on men's fashions, had our experts go carefully over the product of America's factories and workshops, organized our own shops in the plants of the better makers of men's clothing in several cities, suggested improvements in various directions, and put more individuality and greater serviceability into the merchandise, without in the majority of cases adding to the cost.

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This gives us an important standing with manufacturers. We get our shirts fresh from the looms. Shirts are made our way, over our measurements. Prices are fixed on a quantity basis, lower than are quoted on smaller orders. We sell so many shirts that our stocks

The New Custom Shirt Shop is Open

By the Broadway door, a few steps up on the mezzanine floor, well-lighted. Stocked with new shirts from abroad. Shirts ordered here are made in our own workrooms, by custom shirt-makers of long experience in the finer details of custom work; prices \$3 to \$20.

Fine Dressing Gowns From London

By far the finest collection we have ever shown; the largest, we believe, in the city—actually the most representative. We doubt if even any one shop in Bond Street could offer a man so fine a choice. Silk, wool mixtures, vicunas, camel's-hair, tweeds, worsteds; in the cleverest conceivable color combinations, and in grays, dark blues, dark browns and purples.

Twelve Thousand Autumn Neckties

A wonderful variety! Silks of many weaves. A fascinating harmony of colors, plain tones, dark effects. You'll find a tie you like, then another you'll like just as well, or better. And you'll end up by taking a dozen, or more, which will give variety to your appearance. And the frequent changing of ties will

keep them fresh and make them last longer.

All four-in-hands are made our way, some to tie in small knots, some large, with wide ends, all open. The selection in the 50c group is a very large one. Many prices between that and the heavy Spitalfields silk Royal Ascot at \$6.

The Men's Store, Burlington Arcade Shop, New Building.

Your inspection of these CLASSIC stocks, without obligation to buy, is cordially invited.

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Fluid Ounces, Instead of 12, In a bottle of

13 Evans Ale

It Means 8 1/2% More for Your Money At All Good Dealers and Places.

FREEDMAN ESTATE \$4,217,621.

Accounting Filed in Surrogate's Court by Executors.

Samuel Untermyer, Walter G. Oakman and the Guaranty Trust Company, executors of the estate of Andrew Freedman, filed an accounting in the Surrogate's Court yesterday showing there was a balance of principal and income of \$4,217,621 in their hands on August 1.

This was the amount remaining after settling claims aggregating \$229,573 and other expenses. Lord Sherry had a claim for \$6,267 for nine months' rent and expenses. Specific legacies paid by the executors totaled \$16,845, and consisted mostly of personal legacies of art objects. Expenses of administration were \$148,283.

The inventory value of Mr. Freedman's property was \$4,682,760, to which were added various increases and the income from December 4, 1915, of \$126,529.